APPENDIX

United States Court of Appeals
for the District of Columbia Circuit
5 1982
GEORGE A. FISHER
Clerk

United States Court of Appeals

FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 81-2271 September Term, 19 81

Marshall P. Safir, Appellant

v.

Andrew L. Lewis, Secretary of Transportation, et al.

Civil Action No. 74-01474

---

and consolidated case nos. 81-2389, 81-2393, 81-2394, 81-2395, 81-2396 & 82-1008

Civil Action Nos. 74-01708, 74-01474, 74-01474, 74-01474, 75-00077 & 74-01474

BEFORE: Tamm, Wilkey and Mikva, Circuit Judges

O R D E R

On consideration of federal appellants' motion to dismiss appeal and appellee Safir's response thereto in No. 81-2393, and of appellee Safir's renewed motion to dismiss Nos. 81-2389, 81-2394, 81-2395, 81-2396 and 82-1008 and the responses thereto, it is

ORDERED by the Court that the federal appellants' motion is granted and No. 81-2393 is dismissed. No costs will be taxed. It is

FURTHER ORDERED by the Court that Safir's renewed motion is denied without prejudice to consideration by the Court, after briefing and oral argument, of the clean hands doctrine. The motion may not again be renewed before the motions panel.

Per Curiam

Circuit Judge Tamm did not participate in this order.

United States Court of Appeals

FOR THE DISTRICT OF COLUMBIA CIRCUIT

No. 81-2393 September Term, 19 81

Marshall P. Safir

v.

Andrew L. Lewis, Secretary of Transportation, et al., Appellants

Civil Action No. 74-01474

BEFORE: Robinson, Chief Judge, Wright, Tamm, MacKinnon, Wilkey, Mikva, Edwards, Ginsburg and Bork, Circuit Judges

ORDER

Appellee's petition for rehearing en banc has been circulated to the full Court and no member of the Court has requested the taking of a vote thereon. On consideration of the foregoing, it is

ORDERED by the Court en banc that the aforesaid petition for rehearing en banc is denied.

Per Curiam

FOR THE COURT:

George A. Fisher, Clerk

BY: Robert A. Bonner
Robert A. Bonner
Chief Deputy Clerk

United States Court of Appeals
for the District of Columbia Circuit

FILED JUN 3 1982

GEORGE A. FISHER
Clerk

Circuit Judge Bork did not participate in the foregoing order.